

REGULAR CITY COUNCIL MEETING  
MARCH 13, 2000

PRESENT

R. Dale Roper  
Wesley Bloomfield  
Gayle Bunker  
Bruce Curtis  
Robert Dekker  
Glen Swalberg

Mayor  
Council Member  
Council Member  
Council Member  
Council Member  
Council Member

ABSENT

None

ALSO PRESENT

Gregory Jay Schafer  
Neil Forster  
Alan Riding  
Richard Waddingham  
Judy Baker  
Joyce Knight  
Sharalee Young  
Miriam Waddingham  
Pauline Warner  
Rick Tolley  
Brian Bunker  
Casey Bunker  
Shauna Peterson  
Sandi Davis  
RoseAnn Young  
Vicki Judkins  
Margaret Dutson  
Keith Griffiths  
Ken Lebbon  
Colton Griffiths  
Justin Lebbon  
Connie Hansen  
Tommy Hansen  
Bernell Warner  
Bryce Warner  
Mike Pittman

City Recorder  
Public Works Director  
Asst. Public Works Director  
City Attorney  
City Treasurer  
F.A.C.T. Program  
F.A.C.T. Program  
F.A.C.T. Program  
Resident  
Tolley's Carpets & Interiors  
Resident/Casey's Carpets & Interiors  
Resident/Casey's Carpets & Interiors  
Resident  
Resident  
Resident  
Resident  
Resident  
Scout Leader  
Scout Leader  
Scout  
Scout  
Scout Parent  
Scout  
Scout Parent  
Scout  
Scout

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Jaron Piacitelli  
Pam Warren  
Lance Isley  
David Ipson  
Dean Swalberg  
Joey Swalberg

Scout  
Scout Parent  
Scout  
Scout  
Scout Parent  
Scout

Mayor Roper called the meeting to order at 7:00 p.m. He stated that notice of the meeting time, place, and agenda was posted at the City Building, located at 76 North 200 West, and was provided to the Millard County Chronicle/Progress, KNAK Radio, and to each member of the City Council, at least two days prior to the meeting. Gregory Jay Schafer, City Recorder, acted as secretary.

Council Member Bruce Curtis offered an invocation, after which Mayor Roper led those in attendance in the Pledge of Allegiance.

#### MINUTES

The proposed minutes of a Regular City Council Meeting held February 14, 2000 were presented for consideration and approval. Following review, Council Member Glen Swalberg MOVED to approve the minutes of the Regular City Council Meeting held February 14, 2000, as presented. The motion was SECONDED by Council Member Bruce Curtis. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

#### ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a copy of which had been provided to them two days prior to the meeting. Following review, Council Member Wesley Bloomfield MOVED to approve the accounts payable, dated March 13, 2000, in the amount of \$120,984.91. The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

#### UNFINISHED BUSINESS

There were no items of unfinished business on the agenda.

#### NEW BUSINESS

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ED & DENISE PURCELL, NOTCH PEAK DESERT DOGS: UTAH 4-WHEEL DRIVE ASSOC.  
SUMMER RUN TO BE HELD MAY 6, 2000

Ed and Denise Purcell were not in attendance.

JOYCE KNIGHT, F.A.C.T. PROGRAM: REQUEST FOR FUNDING

Mrs. Knight, Program Coordinator, advised the Council that F.A.C.T. stands for "Families, Agencies, and Community Together" and she is representing the Millard County program. She introduced Sharalee Young as the Drug Free Program Instructor and Miriam Waddingham as a Board Member. Mrs. Knight noted that the F.A.C.T. Program is a state funded program for school age to age 22 "at risk" children and their families. The School District is the physical agent of the funding and the program consists of a board of local agency leaders and community leaders who deal with "at risk" children and their families. The program provides tutoring, health care, emotional training, parenting classes, tobacco cessation classes, substance abuse education and anti-smoking education to all county schools, as well as juvenile and youth courts.

Sharalee Young, Drug Free Program Instructor, advised the Council that the purpose of her program is to provide early intervention for youth who are displaying high risk behaviors such as shoplifting, truancy, curfew violations, alcohol, tobacco, or other drug use. The program provides classes which attempt to assist with self-esteem, anger management, self-awareness and behavior modification. The goal of the program is to encourage healthier lifestyles and choices, and family interaction.

Since September, there have been twenty-three referrals to the program from Delta. These referrals come from Youth Court, Juvenile Court, school counselors & administrators, case workers, and parents.

Miriam Waddingham, Board Member, approached the Council and explained that the F.A.C.T. program is the only intervention program available in Millard County. As mentioned, it deals not only with dependency problems, but also with anger management and negative behavior problems. Inasmuch as this program assists students county-wide, it was determined that the cities should be contacted to assist in funding the program.

Mrs. Knight advised the Council that the program had received a grant this year which funds most of the Drug Free Program, but they are requesting a donation of \$500.00 from Delta City and will be requesting a like donation from Fillmore City to fund the shortfall.

Mayor Roper asked if this would be an annual request. Mrs. Knight responded that they hope this will be a one time request, inasmuch as they will continue their attempts to find grants to fund the program. Mayor Roper advised Mrs. Knight that this item would be considered in the Fiscal Year 2000-2001 Delta City Budget.

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PAULINE WARNER: 450 SOUTH STREET BETWEEN 300 EAST AND 600 EAST

Mrs. Warner explained that this item came up when a neighbor approached her about a daughter who had run off this road and, the following week, she was made aware that a school bus had run off the road also. Mrs. Warner provided Council Members with copies of information she had found in the Utah Code regarding roads, which she then reviewed with the Council. It was Mrs. Warner's opinion that the road has been used by the public for over ten years and has therefore been abandoned to public use and should be maintained by Delta City.

Mayor Roper advised Mrs. Warner that the road had been constructed by the DMAD Companies, on a right-of-way, for maintenance of their canal system. Because the property belongs to a private citizen, Delta City does not have authority to close the road. In addition, when Mayor Roper contacted the canal company regarding improvements to the road, he was advised that the canal company would fight against any improvements. It would be very expensive to make the road a legal road according to Delta City specifications. Mayor Roper contacted the school district to ask about the school bus being on that road and was told that there was a substitute driver on the bus that day and the bus should not have been on the road.

Mayor Roper stated that it is the intent of Delta City, when funds become available, to construct another road at 200 South connecting 300 East to White Sage Avenue. Council Member Gayle Bunker noted that Delta City is required to report to the State of Utah, on an annual basis, the number of miles of road located within Delta City. That particular road has never been included on the inventory of Delta City roads. Council Member Wes Bloomfield expressed his concern that a road constructed at 200 South would provide access to the hospital and White Sage Subdivision, but would not provide access to the Millard County Fairgrounds. Council Member Bloomfield felt that the request for this alternate route to the hospital and White Sage Subdivision area of Delta should be given serious consideration.

Mayor Roper told Mrs. Warner that she would be advised of the Council's decision regarding the road.

COUNCIL MEMBER GAYLE BUNKER: KEVIN MILLER ONE LOT SUBDIVISION LOCATED AT APPROXIMATELY 417 SOUTH WHITE SAGE AVENUE

Council Member Gayle Bunker advised the Council that the Planning & Zoning Commission had referred this matter to the City Council with the recommendation that a public hearing be held for the purpose of receiving public comment on the proposed one lot subdivision. Mr. Miller has requested permission to divide his lot and sell the north one-half. The property has curb, gutter, and sidewalk improvements and the utilities are available in the street. The Planning & Zoning Commission approved the one lot subdivision, with the condition that the easements be shown on the plat and that the utility signature block be added to the plat.

Following discussion, Council Member Wesley Bloomfield MOVED to set a public hearing, on Monday, April 10, 2000 at 6:45 p.m., for the purpose of receiving public comment regarding the

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proposed Miller One Lot Subdivision located at approximately 417 South White Sage Avenue. The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

COUNCIL MEMBER GAYLE BUNKER: BRIAN BUNKER APPEAL OF PLANNING & ZONING COMMISSION DECISION REGARDING REQUEST FOR CONDITIONAL USE PERMIT TO ALLOW PLACEMENT OF A MODULAR HOME ON PROPERTY LOCATED AT APPROXIMATELY 98 WEST MAIN STREET

Mayor Roper advised the Council that, upon researching the appeals process, a numerical evaluation must be completed on the property prior to making a decision on the appeal. Mayor Roper requested a motion to table discussion of this item until the next meeting of the City Council in order to allow time for the evaluation to be completed. Council Member Wesley Bloomfield MOVED to table discussion of this item until the next meeting of the City Council in order to allow time for completion of the numerical evaluation, as required by the appeals process. The motion was SECONDED by Council Member Robert Dekker. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR R. DALE ROPER: REAPPOINTMENT OF PLANNING & ZONING COMMISSION MEMBERS

Mayor Roper advised the Council that the terms of Joyce Moody and Alan Burraston expire this year. It is the recommendation of Mayor Roper that these two individuals be reappointed to the Planning & Zoning Commission for another four year term. Council Member Glen Swalberg MOVED to reappoint Joyce Moody and Alan Burraston as members of the Planning & Zoning Commission for an additional four year term. The motion was SECONDED by Council Member Gayle Bunker. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR R. DALE ROPER: OPENING OF BIDS AND TENTATIVE AWARD OF BID FOR CARPETING IN CITY BUILDING

Mayor Roper opened the bids which had been received for removal and installation of new carpet in the Delta City building. The bids were as follows:

Masons Interior	\$ 21,992.00
Tolley's Carpet & Interiors	\$ 16,344.67
Casey's Floors to Go	\$ 14,319.14 (Branded)
	\$ 12,392.53 (Unbranded)
Resource, Utah	\$ 19,581.00
Floors Styles, Inc.	\$ 13,765.00

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The lowest bids, on branded carpet, are Floor Styles, Inc. bid for \$13,765.00, Casey's Floors to Go bid for \$14,319.14, and Tolley's Carpet & Interiors bid for \$16,344.67. Mayor Roper requested a motion to tentatively award the contract to the low bidder, Floor Styles, Inc., based on adherence to specifications and results of a background check. Following discussion, Council Member Wesley Bloomfield MOVED to tentatively award the contract for removal and installation of new carpet in the Delta City building to Floor Styles, Inc., contingent on verification of specifications and results of a background check and that, if for any reason, Floor Styles, Inc. does not qualify for award of the contract, the bid will be awarded to the next lowest responsive and responsible bidder. The motion was SECONDED by Council Member Robert Dekker. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

PUBLIC WORKS DIRECTOR NEIL FORSTER: PUBLIC WORKS PERSONNEL MATTERS

Public Works Director Neil Forster reported Mr. Bryce Tolbert resigned his position with Delta City effective March 6, 2000. Public Works Director Forster requested approval of the Council to attempt to fill the vacancy from within prior to opening the position to the local job market. Delta City currently has a part-time, permanent employee who has worked with the public works crew periodically during his part-time employment. The Public Works Department would like to offer this full time position to that employee and open the part-time position to the local job market. Following discussion, Council Member Wesley Bloomfield MOVED to offer a full time Public Works Department position to Mr. Mike Smith, the current Delta City Animal Control Officer, with a waiver of the 90 day probationary period for new employees, and to advertise for a new part-time Animal Control Officer. The motion was SECONDED by Council Member ROBERT DEKKER. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR R. DALE ROPER: REPLACEMENT OF PHOTOCOPIER IN CITY OFFICE

Mayor Roper advised the Council that the photocopier in the City Office has become undependable. The copier works for a short period of time, until it heats up, then it shuts down for several hours. Based on the requirements of the Delta City Purchasing Policy, City Recorder Greg Schafer obtained telephone bids for a new copier. He reported that an attempt was made to wait until the new budget year to purchase a new copier, but the current copier has become basically unusable and is interfering with the ability of city employees to complete their projects. In researching new photocopiers, it was determined that digital technology would be the best option.

City Recorder Schafer reported that the lowest bid he received was from Sevier School & Office Supply for a Canon IR400 Photocopier and requested permission to purchase this copier. Mayor Roper noted that funds are available for purchase of the new copier. Following discussion, Council Member Wesley Bloomfield MOVED to approve purchase of a Canon IR400 Digital Copier in the amount of \$9,325.00. The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

OTHER BUSINESS

Mayor Roper turned the time over to Public Works Director Neil Forster. Public Works Director Forster advised the Council that building lights which were ordered have been received, however, they will not fit our fixtures. Prior to replacing all of the fixtures, it is proposed that we order new mercury vapor lights, clean the fixtures, and see how the lights look.

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Mayor Roper advised the Council that he has contacted the Superintendent of the School District regarding the additional crossing guard, which was discussed at a previous meeting, and changing the school zone signs to the new green fluorescent color. At present, the School District is in the process of evaluating the need for school boundary changes. This could result in the existing school crossing guards and school zone signs being relocated. When the school board has made a decision, the Superintendent will advise Mayor Roper and these two items will be discussed by the Council at that time.

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Mayor Roper told the Council that he had been contacted by Alan Burraston. Mr. Burraston is planning to work full time for the government and has requested that he be allowed to either transfer his lease to the individual who is purchasing his airplanes and business or to keep the lease and allow him to operate the gas at the airport and allow the new owner to lease the hangar from him. Mayor Roper asked the Council Members to be thinking about this matter. It will be discussed at a later date.

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Mayor Roper reported that on Saturday, March 11, 2000, there was a Governor's G.I.F.T. Conference, "Utah's Promise for a Healthy Start," which was held at Delta High School via a broadcast from Salt Lake City. The program assists youngsters, from pre-birth to third grade, to excel by providing resources which more affluent children would have available, but which many less affluent children are not able to take advantage of. As more information becomes available, it will be distributed to the Council to be used in assisting individuals who might be interested in the program.

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Mayor Roper asked if there were any comments, questions, or other items to be discussed. There being none, Council Member Wesley Bloomfield MOVED to adjourn the meeting. The motion was SECONDED by Council Member Bruce Curtis. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

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Mayor Roper declared the meeting adjourned at 8:05 p.m.

  
R. DALE ROPER, Mayor

  
GREGORY JAY SCHAFER, City Recorder

MINUTES APPROVED: RCCM 04-10-2000